

From: Jeff Dean
To: Bill Sinclair
Date: 8/29/03 9:37AM
Subject: Aptus

Aptus was issued a Notice of Violation on August 28, 1993, for bypassing the pollution control system through the hot vent during times when auxillary fuel was burned and waste feed was not introduced into the kiln. The Notice of Violation was resolved in a settlement agreement dated December 9, 1993. Aptus paid a \$6,500 penalty.

On March 24, 2003, Aptus was issued a Source Compliance Action Notice, or warning letter, for exceeding permitted CO limits and for allowing the primary chamber temperature to fall below the permitted requirement of 1,815 degrees Fahrenheit. The Division of Air Quality issued the warning letter rather than a Notice of Violation because the permit violations were due to malfunctions.

Other than these two instances, Aptus has been in compliance since it began operating. The facility receives a complete inspection each year, in addition to quarterly cylinder gas audits for CO and one relative accuracy test for CO. Futhermore, Aptus has a continuous emission monitor for CO. The Division of Air Quality reviews the data quarterly. (only CO is requiried to be continuously monitored). Aptus is also required to test regularly for particulate, nitrogen dioxides, and hazardous air pollutants.

CC: Beverly Rasmussen; Leah Ann Lamb; Marv Maxell; Richard Sprott